

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of )  
 )  
 SKLAR, et al. )  
 )  
 Application No.: 10/620,070 ) Group Art Unit \_\_\_\_  
 )  
 Filed: July 31, 2003 ) Examiner:  
 )  
 For: "CRANIAL ORTHOSIS FOR )  
 PREVENTING POSITIONAL )  
 PLAGIOCEPHALY IN INFANTS" )

**Mail Stop NON-FEE AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT  
WITHIN THREE MONTHS OF FILING OR  
BEFORE MAILING OF FIRST OFFICE ACTION**

The Information Disclosure Statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office Action on the merits, whichever event occurs last. 37 CFR 1.97(b).

Respectfully submitted,

Date: 10/23/2003

Dennis T. Griggs  
Dennis T. Griggs  
Registration No. 27,790  
Attorney for Applicant

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17950 Preston Road, Suite 1000  
Dallas, Texas 75252  
972- 447- 4569

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CERTIFICATE OF MAILING (37 C.F.R. § 1.8(a))

I hereby certify that this

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(along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop NON-FEE AMENDMENT, Commissioner for Patents, Alexandria VA 22313-1450.

S. Maria Tedesco

(Typed name of person mailing paper)

Date: 10/23/03

Shana Lee

(Signature of person mailing paper)



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Group Art Unit \_\_\_\_\_

Examiner:

**Mail Stop NON-FEE AMENDMENT**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT**

The following sections are submitted for this Information Disclosure  
Statement:

1.   X   Preliminary Statements
2.   X   FORM PTO/SB/008A
3.        FORM PTO/SB/008B
4.        Statement As To Information Not Found in Patents or Publications
5.        Identification Of Prior Application In Which Information Was Cited  
And For Which No Copies Are Submitted Or Need Be Submitted
6.        Cumulative Patents or Publications
7.   X   Copies of Listed Information Items Accompanying This Statement

8. \_\_\_\_\_ Concise Explanation of Non-English Language Listed Information Items
9. \_\_\_\_\_ Translation(s) of Non-English Language Documents
10.  X  Identification of Person(s) Making This Information Disclosure Statement

\* \* \* \* \*

Section 1. Preliminary Statements

Submitted herewith are patents, publications or other information of which Applicant is aware and believes may be material to the examination of this application, and in respect of which there may be a duty to disclose.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made (37 CFR 1.97(g)), or as an admission that the information cited is, or is considered to be, material to patentability (37 CFR 1.97(h)), or that no other material information exists.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner.

Section 2. FORMS PTO/SB/008A and PTO/SB/008B

X  Form PTO /SB/008A ( 1 page) is enclosed herewith.

\_\_\_\_\_ Form PTO /SB/008B ( \_\_\_\_\_ pages) is enclosed herewith.

Section 3. Statement As To Information Not Found In Patents Or Publications  
(Information not listed in Forms PTO/SB/008A and PTO/SB/008B)

Section 4. Identification Of Prior Application In Which Information Was Cited  
And for Which No Copies Are Submitted Or Need Be Submitted

\_\_\_\_\_ This application relies, under 35 U.S.C. 120, on the earlier filing date  
of prior application S/N \_\_\_\_\_ filed \_\_\_\_\_.

Section 5. Cumulative Patents or Publications

\_\_\_\_\_ is cumulative of the following patents or publications listed on Forms PTO/SB/008A and PTO/SB/008B:

\_\_\_\_\_ In accordance with 37 CFR 1.98(c) a copy of only \_\_\_\_\_

\_\_\_\_\_ is/are being submitted with this information disclosure statement.

Section 6. Copies of Listed Information Items Accompanying This Statement

  X   Legible copies of all items listed on Form PTO/SB/008A accompany this information disclosure statement.

\_\_\_\_\_ Exception(s) to above

\_\_\_\_\_ items in prior application from which an earlier filing date is claimed for this application as identified in Section 4.

\_\_\_\_\_ cumulative patents or publications identified in Section 5.

Section 7. Concise Explanation of Non-English Language Listed Information Items

Section 8. Translation(s) of Non-English Language Documents

\_\_\_\_\_ Submitted herewith is an English translation of the following foreign language patents, publications or information or of those portions of those patents, publications or information considered to be material.

\_\_\_\_\_ No English language translations of the foreign language patents, publications or information or parts thereof are readily available, except for those listed above.

\_\_\_\_\_ The following foreign language documents submitted are believed to be the equivalent or substantial equivalent of the English language documents identified below, which are also submitted herewith.

Section 9. Identification of Person(s) Making This INFORMATION DISCLOSURE STATEMENT

The person making this statement is the attorney who signs below on the basis of:

\_\_\_\_\_ information supplied by the inventor(s)

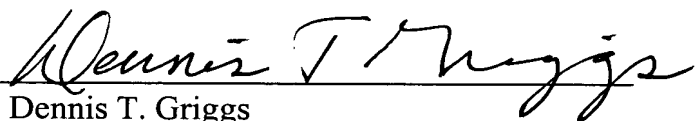
\_\_\_\_\_ information supplied by an individual associated with the filing and prosecution of this application (37 CFR 1.56(c))

  X   information in the attorney's file

It is requested that the references identified in this Information Disclosure Statement be considered by the Examiner, be made a part of the official record, and be cited in the issued patent.

Respectfully submitted,

Date: October 22, 2003

  
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S. Maria Tedesco

(Typed name of person mailing paper)

Date: 10/23/03

  
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PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031  
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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

**Complete if Known**

Application Number	10/620,070
Filing Date	07/14/2003
First Named Inventor	SKLAR
Art Unit	3764
Examiner Name	
Attorney Docket Number	B6226.1615.4370

Sheet 1 of 1

**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 4,776,324	10/11/1988	Clarren	
		US- 6,266,832	07/31/2001	Ezell	
		US- 6,052,849	04/25/2000	Dixon et al.	
		US- 5,951,503	09/14/1999	Pomatto	
		US- 5,308,312	05/03/1994	Pomatto et al.	
		US- 2002/0010408	01/24/2002	Pomatto et al.	
		US- 2002/0042954	04/18/2002	Straub	
		US- 2001/0042269	11/22/2001	Mann	
		US- 6,360,376	03/26/2002	Carrington	
		US- 5,094,229	03/10/1992	Pomatto et al.	
		US- Re. 36,583	02/22/2000	Pomatto et al.	
		US- 6,423,019	07/23/2002	Papay et al.	
		US- 6,428,494	08/06/2002	Schwenn et al.	
		US- 5,857,232	01/12/1999	Mahdavi	
		US- 6,240,570	06/05/2001	Wu	
		US- 6,473,923	11/05/2002	Straub	
		US- 6,421,855	07/23/200	Mann	
		US- 5,566,407	10/22/1996	Lien	
		US- 6,340,353	01/22/2002	Pomatto et al.	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND  
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